

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

TAMI GALLUPE,

Plaintiff

v.

SEDGWICK CLAIMS MANAGEMENT  
SERVICES, INC.; ET AL.,

Defendants.

CASE NO. 2:17-cv-001775-MJP

ORDER GRANTING STIPULATED  
MOTION FOR LEAVE TO FILE  
ADMINISTRATIVE RECORD UNDER SEAL

**I. Relief Requested**

Pursuant to Federal Rule of Civil Procedure 5.2(d), Local Civil Rule 5(g), and this Court’s Order (Dkt. No. 41) stating that the “parties are directed to file a stipulated Motion to Seal once the Administrative Record is complete,” the parties respectfully move the Court to Order that the Administrative Record in this matter be filed under seal.

**II. Relevant Facts and Legal Authority**

This action arises under the Employee Retirement Income Security Act of 1974 (ERISA), 29 U.S.C. § 1001 *et seq.* Plaintiff seeks a declaration of her right to disability benefits. The

1 Administrative Record consists primarily of medical records and other documents addressing  
2 Plaintiff's medical conditions.

3 Although Local Civil Rule 5(g) establishes a "strong presumption in favor of public  
4 access to the Court's files" and although the Ninth Circuit recognizes a "strong presumption of  
5 public access to documents attached to dispositive motions," this Court has held that the "need to  
6 protect medical privacy qualifies in general as a 'compelling reason'" to allow records to be filed  
7 under seal. *Karpenski v. Am. Gen. Life Companies, LLC*, No. 2:12-CV-01569RSM, 2013 WL  
8 5588312, at \*1 (W.D. Wash. Oct. 9, 2013), (quoting Local Civil Rule 5(g) and *Kamakana v. City*  
9 *and County of Honolulu*, 447 F.3d 1172, 1179 (9th Cir. 2006)). *See also Macon v. United Parcel*  
10 *Serv., Inc.*, 2013 WL 951013, at \*5 (W.D. Wash. Mar. 12, 2013) (granting unopposed motion to  
11 seal medical records given the "private nature of the documents at issue").  
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13  
14 Should the Court grant this Motion the parties will not redact personal identifiers from  
15 the Record unless the Court orders otherwise.

### 16 **III. Conclusion**

17 The parties stipulate that there are compelling reasons to allow the administrative record  
18 to be filed under seal, and respectfully move the Court to so order.

19 IT IS SO STIPULATED THIS 27th day of September 2018.

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1 **ORDER**

2 IT IS SO ORDERED. The Court GRANTS the parties' stipulated motion and ORDERS  
3 that the administrative record in this action be filed and maintained under seal.

4 DATED this 27th day of September, 2018.  
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9 Marsha J. Pechman  
10 United States District Judge  
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